04-21-06

Attorney Docket No.: MS-001 (1285-100)

Express Mail Label No.: EV 611361341 US

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RE APPLICATION OF: Boris Kobrin, et al.

§ GROUP ART UNIT: 1763

SERIAL NO.: 10/759,857

8 EXAMINER: J. R. Lund

FILED: January 17, 2004

EXAMINER. J. R. Bund

FOR: APPARATUS AND METHOD FOR

§ ATTORNEY DOCKET NO.:

CONTROLLED APPLICATION OF REACTIVE

MS-001 (1285-100)

VAPORS TO PRODUCE THIN FILMS AND COATINGS

Date: April 20, 2006

## AMENDMENT "B" UNDER 37 C.F.R. §1.116

Mail Stop AF Hon. Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This Amendment "B" is in response to the Office Action dated February 14, 2006, having a shortened statutory period for response of May 14, 2005.

Claims 1 - 10 and 26 are pending in the application. Claims 11 - 25 have been cancelled in view of being withdrawn under a restriction requirement.

# **CERTIFICATE OF TRANSMISSION UNDER 37 CFR § 1.8**

I hereby certify that this paper is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as U.S. EXPRESS MAIL NO. EV 611361341 US in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: April 20, 2006

Shirley LoChurch, Reg. No. 31,858

Applicant does not believe that any additional fee is due in connection with the filing of this Amendment "B". However, in the event that any additional fee is due, the Commissioner is hereby authorized to charge Deposit Account No. <u>50-2635</u> of DUCKOR SPRADLING METZGER & WYNNE, in the amount of such fee.

This transmittal letter is submitted in duplicate for accounting purposes.

The Examiner is invited to contact the undersigned attorney at the telephone number set forth below.

Respectfully submitted,

Shirley L. Church.

Registration No. 31,858 Attorney for Applicant (619) 231-3666 ext. 181

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ttorney Docket No.: MS-001

U.S. Express Mail No.: EV 611361341 US

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PPLICANT: Boris Kobrin et al.

Group Art Unit: 1763

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Examiner: J. R. Lund

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FOR:

APPARATUS AND METHOD FOR CONTROLLED APPLICATION OF Attorney Docket No.:

REACTIVE VAPORS TO PRODUCE

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THIN FILMS AND COATINGS

April 20, 2006

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Hon. Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

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### **CERTIFICATE OF MAILING UNDER 37 CFR § 1.10**

I hereby certify that this paper is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as U.S. EXPRESS MAIL NO. EV 611361341 US in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: April 20, 2006

Attorney Docket No.: MS-001

The outstanding office action indicates a restriction requirement with respect to the claims. On April 13, 2006, applicants' attorney contacted the Examiner, who confirmed that this is an error, due to a failure to remove this text which was present in the previous Office Action.

Claim 1 is objected to due to an informality and correction is requested.

Claims 1 - 10 and 26 are rejected under 35 U.S.C. § 112, second paragraph for various reasons which are recited by the Examiner.

Claims 1, 2, 9/1, 9/2, and 10 are rejected under 35 U.S.C. § 102(b) as being anticipated by Hatano, U.S. Patent 5,989,345.

Claims 2 - 8, 9/4, 9/5 and 26 are rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent 5,989,345.

Claims 1 - 10, and 26 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Sneth et al., U.S. Patent 6,503,330 B1, in view of Hatano, U.S. Patent 5,989,345.

Please amend the application as follows: